



CLERK, U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
RECEIVED

UNITED STATES DISTRICT COURT

2014 NOV 17 PM 3 29


SOUTHERN DISTRICT OF TEXAS
OFFICE OF THE CLERK

DAVID J. BRADLEY
CLERK

POST OFFICE BOX 61010
HOUSTON, TEXAS 77208

DATE: November 10, 2014

To: Clerk, U. S. District Court
District of New Jersey, Newark Division
50 Walnut Street
Newark, NJ 08101

From: Alisha Maly-Watson, Deputy Clerk 

Re: Case No. 4:14mj1094

Your Case No. 14-3237 (JBC)
U.S.A. vs Vadym Iermolovych

Enclosed please find all papers pursuant to Rule 5 of the Federal Rules of Criminal Procedure:

- ☒ File (including minutes, orders, etc.)
- ☐ Bonds (any cash deposited in the Registry will be forwarded under separate cover)
- ☐ Passports
- ☐ Other: Govt's Response to Deft's Motion for Release of Property
- ☒ Please sign and return a copy of this form in the enclosed envelope.

Rec'd By: _____

Date: _____

COURTROOM MINUTES

CLERK, U.S. DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

- ☒ INITIAL APPEARANCE ☐ RULE 40 HEARING
☐ DETENTION HEARING ☐ COUNSEL DETERMINATION HEARING
☐ PRELIMINARY HEARING ☐ BOND HEARING
☐ HEARING CONTINUED ON _____

FILED

11/10/14

DAVID BRADLEY, Clerk

THE HONORABLE MARY MILLOY, Presiding, Courtroom 701 OPEN: 2:40 ADJOURN: 3:02

Case Manager: Cindy Jantowski

RECESS FROM: _____ TO: _____

ERO: P. Crawford ☒ Other District NEW JERSEY

Pretrial Services Officer E. DeLeon ☒ Other Division Newark

Case No. 14-3237

(JBC)

INTERPRETER REQUIRED: ☐ No ☒ Yes, Name: RUSSIAN - NINA BORISOVA

Criminal No. 14MJ1094 Defendant No. _____ USDJ _____

UNITED STATES OF AMERICA

Michael Chu, AUSA

vs VADYM IERMOLOVYCH

- § _____ ☐
 § _____ ☐
 § _____ ☐
 § _____ ☐
 § _____ ☐

Counsel for Defendants Appt - (A), Retd - (R), FPD - (F)

- ☒ Date of arrest: _____
☒ Deft first appearance. Deft advised of rights/charges ☐ SRT/Probation violator ☐ Pretrial Release Violator
☐ Deft first appearance with counsel.
☐ Deft _____ appeared ☐ with ☐ without counsel.
☐ Requests appointed counsel.
☒ FINANCIAL AFFIDAVIT executed. ☐ Court orders defendant to pay \$ _____ to CJA Fund
☒ Order appointing Federal Public Defender. (MARGY MEYER Present)
☐ Private Counsel appointed, _____
☐ Deft advises he/she will retain counsel. He/she retained _____
☐ Bond ☐ set \$ _____ ☐ Cash ☐ Surety ☐ 10% ☐ PR ☐ Unsecured ☐ \$ _____ Deposit.
☐ Bond ☐ revoked ☐ reinstated.
☐ Deft advised of conditions of release.
☐ Surety signatures required _____
☐ No bond set at this time, 10 day DETENTION ORDER entered.
☐ ORDER OF TEMPORARY DETENTION PENDING HEARING entered.
☐ ORDER OF DETENTION PENDING TRIAL entered.
☒ Court finds ☒ IDENTITY ☐ Probable Cause.
☐ BOND EXECUTED and defendant released.
☒ Deft REMANDED to CUSTODY ☒ Deft ORDERED REMOVED to Originating District.
☒ WAIVER of ☐ Preliminary ☒ Identity ☐ Detention Hearing ☐ Detention Hrg in this district ☐ State Custody
☐ Arraignment set _____ ☐ Detention Hearing set _____
☐ Preliminary set _____ ☐ Counsel Determination Hearing set _____
☐ Identity/Removal Hearing set _____

* CASE UNSEALED

* Deft remanded to CUSTODY, Transport to New Jersey by 11/12/14

Order signed

Sealed (Order signed)

NEW JERSEY

CJA 23
Rev. 5/98

FINANCIAL AFFIDAVIT

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE

IN THE CASE OF U.S. v. **SEALED** Southern District of Texas

FOR Southern District of Texas
AT Houston Division

NOV 10 2014
David J. Brauey, Clerk of Court

PERSON REPRESENTED (Show your full name)
Valyn Iermolovych

CHARGE/OFFENSE (describe if applicable) ☒ Felony ☐ Misdemeanor

1 ☒ Defendant—Adult
2 ☐ Defendant - Juvenile
3 ☐ Appellant
4 ☐ Probation Violator
5 ☐ Parole Violator
6 ☐ Habeas Petitioner
7 ☐ 2255 Petitioner
8 ☐ Material Witness
9 ☐ Other

DOCKET NUMBERS
Magistrate
14-151094
District Court
Court of Appeals

ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

EMPLOYMENT

Are you now employed? ☐ Yes ☒ No ☐ Am Self-Employed

Name and address of employer: _____

IF YES, how much do you earn per month? \$ _____ IF NO, give month and year of last employment _____
How much did you earn per month? \$ _____

If married is your Spouse employed? ☒ Yes ☐ No

IF YES, how much does your Spouse earn per month? \$ unknown If a minor under age 21, what is your Parents or Guardian's approximate monthly income? \$ _____

ASSETS

OTHER INCOME

Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? ☐ Yes ☒ No

RECEIVED SOURCES

IF YES, GIVE THE AMOUNT RECEIVED & IDENTIFY THE SOURCES \$ _____

CASH

Have you any cash on hand or money in savings or checking accounts? ☐ Yes ☒ No IF YES, state total amount \$ _____

PROPERTY

Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? ☐ Yes ☒ No

IF YES, GIVE THE VALUE AND DESCRIBE IT

VALUE	DESCRIPTION

OBLIGATIONS & DEBTS

DEPENDENTS

MARITAL STATUS
☒ SINGLE
☒ MARRIED
☐ WIDOWED
☐ SEPARATED OR DIVORCED

Total No of Dependents
0

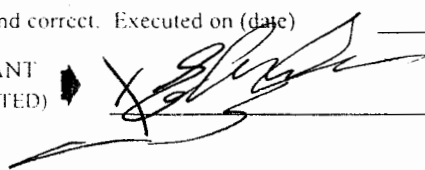
List persons you actually support and your relationship to them
None

DEBTS & MONTHLY BILLS
(LIST ALL CREDITORS INCLUDING BANKS, LOAN COMPANIES, CHARGE ACCOUNTS, ETC.)

Creditors	Total Debt	Monthly Paymt
Apartment - w/ Mother gives No Contribution	\$	\$
Cell phone	\$	\$10

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date)

11/10/14

SIGNATURE OF DEFENDANT
(OR PERSON REPRESENTED)


UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

UNITED STATES OF AMERICA

vs.

CRIMINAL CASE:

VADYM IERMOLOVYCH

14-MJ-1094

Order Appointing Counsel

Because the defendant has satisfied this court that he/she cannot afford to employ counsel, the court appoints the Federal Public Defender to represent him/her.

Signed on 11/10/11 in Houston, Texas.

Mary Milloy
United States Magistrate Judge

By Order of the Court

C. Gantowski
Deputy Clerk

11/10/11
Date

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

United States Courts
Southern District of Texas
FILED

NOV 10 2014

David J. Bracey, Clerk of Court

United States of America

v.

Radym Ierdorja
Defendant

Case No. 14-14-1094M

Charging District's Case No. 14-3237

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court)

New Jersey

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 10 days of my first appearance if I am in custody and 20 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- ☒ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☒ a preliminary or detention hearing to which I may be entitled in this district, and production of the warrant. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date:

11/10/14

Defendant's signature

Signature of defendant's attorney

Printed name of defendant's attorney

WARNING AND CONSENT TO SPEAK

WARNING OF RIGHTS

You must understand your rights before we ask you any questions.

You have the right to remain silent.

Anything you say can be used against you in court, or other proceedings.

You have the right to talk to a lawyer for advice before we question you and to have him with you during questioning.

If you cannot afford a lawyer and want one, a lawyer will be appointed for you by the court. If you decide to answer questions now without a lawyer present, you will still have the right to stop the questioning at any time. You also have the right to stop the questioning at any time until you talk to a lawyer.

I have read this statement of my rights and it has been read to me, and I understand what my rights are.

Date 11/7/14

Time 11:17

Signature

WAIVER

I do not want a lawyer at this time. I understand and know what I am doing. No promises or threats have been made to me and no pressure or force of any kind has been used against me. I hereby voluntarily and intentionally waive my right to remain silent and my right to have an attorney at this time. I am willing to make a statement and answer questions.

Date 11/7/14

Time 11:18

Signature

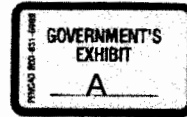
CERTIFICATION

I hereby certify that the foregoing Warning of Rights and Waiver were read by me to the above signatory, and that he also read it and has affixed his signature hereto in my presence.

Robert J. [Signature]
Witness

[Signature]
Signature

Witness



WAIVER OF RIGHT TO SPEEDY APPEARANCE
BEFORE A FEDERAL MAGISTRATE

I, VADYAN IERMOLOVICH have been informed of the nature of the charges against me, which are contained in a:

Criminal Complaint, Mag. No. 14-3237, filed on November 5, 2014.

I understand that, as a result of my arrest on November 7, 2014, I have the right to be taken before a federal magistrate judge without unnecessary delay and that the magistrate judge would tell me: (a) about the complaint against me and any affidavit filed with it; (b) that I have a right to retain counsel or to request that counsel be appointed if I cannot obtain counsel; (c) about the circumstances, if any, under which I may secure pretrial release; (d) that I have a right to a preliminary hearing; and (e) that I have a right not to make a statement and that any statement I make may be used against me. I further understand that the magistrate judge would allow me reasonable opportunity to consult with counsel and would detain or release me as provided by the applicable statute and rules.

Knowing and understanding all of this, I nevertheless knowingly, voluntarily, and intentionally waive my right to a speedy appearance before a federal magistrate for a period of 3 days—until November 10, 2014.

☐ (Check if applicable) This document has been translated for me into _____ and I understand it completely.

Dated: 11/17/14

Signed: [Signature]

Witnessed: [Signature]
Robert J. Kooze

